

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Servants.-Commissioner Tax Department – Kakinada Division – Sri K.Bapi Raju, ACTO, (Audit) Office of the Deputy Commissioner (CT), Kakinada formerly ACTO on deputation O/o the CTO,R.C.Puram –Late payment of remittances in the concerned Treasury – Departmental proceedings under Rules 20 of APCS (CCA) Rules,1991 initiated – Articles of charges issued – Explanation submitted – Enquiry officer Appointed – E.O. Report received – Enquiry Officer's Report communicated to the individual for his explanation – Explanation submitted- Show Cause Notice Issued - Explanation submitted – Concurrence of the APPSC obtained – Final order – Issued

REVENUE(VIG.I)DEAPRTMENT

G.O.Rt.No. 1074

Dated.04 8.2010.
Read the following.

- 1) DC(CT), Kakinada Procdgs P1./11/2009, Dated.21.3.2009.
- 2) Explanation dated. 30.3.2009 filed by Sri K.Bapi Raju, ACTO.
- 3) DC(CT) Ref.No.P1/11/2009, Dated.17.6.2009
- 4)AC(CT) VMU-1,Kakinada Ref.No.12/6/2009 dated.16.5.2009.
- 5) Memo.No.31128/Vig.I(2)/2009, Dated.22.8.2009.
- 6) Explanation dated.8.9.2009 filed by Sri K.Bapi Raju, ACTO(Retired).
- 7) Memo.No.31128/Vig.I(2)/2009-2,Dt.21.11.2009
- 8) Explanation dated. 8-12.2009 filed by Sri K.Bapi Raju, ACTO.(Retd).
- 9)From the Secretary, A.P.P.S.C., Hyderabad Lr.No.543/RT-I/3/2010, dt.7.6.2010.

ORDER:-

Whereas, the Deputy Commissioner (CT) Kakinada in his proceedings 1st read above, framed two Article of Charges against Sri K.Bapi Raju, formerly Assistant Commercial Tax Official (Audit) office of the Deputy Commissioner (CT), Kakinada (formerly Assistant Commercial Tax Officer on deputation office of the Commercial Tax Officer ,R.C.Puram (Now Retired) as he has not remitted the taxes collected by him to an amount of RS.2,72,904/- under VAT/APPT Acts, within time and delayed in remitting the Government Taxes in different spells. In some cases he had collected the taxes, but not mentioned the dates in the receipts.

2) And whereas, in the reference 2nd cited the Sri K.Bapi Raju, formerly Asst. Commercial Tax Officer (Retired) has submitted his Written Statement of Defence.

3) Whereas, in the reference 3rd cited the Assistant Commissioner(CT) VMU-I, Kakinada was appointed Enquiry Officer to conduct detailed enquiry in the case of Sri K.Bapi Raju, Asst. Commercial Tax Officer (Retired).

4) And whereas, after completion of detailed enquiry, the Deputy Commissioner (CT), Kakinada vide reference 4th cited has submitted Enquiry Officer's Report in which it has been stated that the charged officer himself admitted that he is guilty of the charge framed against him and also reported that the charge is proved beyond doubt.

5) And whereas in the reference 5th cited while communicating the Enquiry Officer Report to Accused Officer Viz., Sri K.Bapi Raju, Assistant Commercial Tax Officer (Retired) he was directed to submit his representation if any within 15 days from the date of the receipt of the Govt. Memo.

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6 In the reference 6th cited, Sri K.Bapi Raju, ACTO (Retired) has submitted his reply and requested the Government to drop further disciplinary proceedings against him.

7) Government after careful examination of the matter in detail has decided to impose punishment under Rule 9(2) of A.P. Revised Pension Rules, 1980 on Sri K.Bapi Raju, Asst. Commercial Tax Officer(Retired) and in Govt. Memo dated.21.11.2009 he was directed to Show-Cause as to why a punishment of 10% cut in pension for a period of two (2) years should not be imposed against him. The Accused Officer, vide reference 8th cited, has submitted his representation and requested the Government to exonerate him from the charges and to drop further action against him. The Government has not found the explanation convincing enough to drop further action. The A.P.Public Service Commission has also given its concurrence for the punishment propose vide its reference (9) read above.

8) Now, therefore, the Government, in exercise of powers conferred under the Andhra Pradesh Revised Pension Rules, 1980, hereby impose a punishment of 10% cut in pension for a period of two (2) years on Sri K.Bapi Raju, formerly Asst. Commercial Tax Officer (Retired).

9) The Commissioner of Commercial Taxes, A.P., Hyderabad is requested to take further action accordingly and to send

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

ASUTOSH MISHRA
PRINCIPAL SECRETARY TO GOVERNMENT

To
Sri K.Bapi Raju
formerly Asst. Commercial Tax Officer (Retired)
through Commissioner of Commercial Taxes,
A.P., Hyderabad.

The Commissioner of Commercial Taxes,
A.P., Hyderabad.

Copy to:-
The Secretary,
Andhra Pradesh Public Service Commission,
Nampally, Hyderabad.

The Accountant General (A&E),
A.P., Hyderabad.
File.

// FORWARDED BY ORDER//

SECTION OFFICER